

BEFORE THE
FEDERAL COMMUNICATIONS COMMISSION
WASHINGTON, D.C. 20554

RECEIVED

JUN 24 1994

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF SECRETARY

IN THE MATTER OF)

AMENDMENT OF THE COMMISSION'S)
RULES TO ESTABLISH NEW PERSONAL)
COMMUNICATIONS SERVICES)

GEN. DOCKET NO. 90-314
PP-51

TO: THE COMMISSION

**MOTION FOR ACCEPTANCE OF
PETITION FOR PARTIAL RECONSIDERATION**

Corporate Technology Partners ("CTP") hereby moves for Commission acceptance of CTP's Petition For Partial Reconsideration ("Petition") in the above captioned proceedings.

CTP files this Motion because a copy of CTP's Petition inadvertently was not sent to the FCC Secretary's office for filing on March 30, 1994, although the Petition was served on all of the parties listed in the Petition's Certificate of Service.

**CTP'S FAILURE TO FILE WITH THE SECRETARY OF THE FCC
IN TIMELY FASHION WAS DUE TO INADVERTENT ERROR
AND CTP REQUESTS ACCEPTANCE OF ITS FILING
AS THERE WAS NO PREJUDICE TO OTHER PARTIES**

As shown in the attached affidavit of Kathleen A. Smith, CTP's error in failing to file with the Secretary of the Commission was entirely inadvertent. The mailing list which was used included the individual Commissioners of the FCC and parties in Gen. Docket No. 90-314, but did not include the Secretary of the FCC.

CTP only discovered the error on June 7, 1994. On that date, CTP made inquiry to the Office of Secretary of the FCC as to the filing status of CTP's Petition. CTP was told by the Office of Secretary that CTP's Petition had not been date-stamped in the docket as received in the Office of Secretary until April 7, 1994. The due date for the filing was March 30, 1994. Apparently, one of the Commission entities that received a copy of the Petition by first-class mail forwarded a copy of the Petition to the FCC Office of Secretary, after which it was stamped in with the April 7, 1994 date. Thus, while a copy was not served by CTP on the Office of Secretary, it was served on Commission Staff and parties in the proceeding.

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As pointed out in the Petition, CTP is a very small firm -- the class of business the pioneer's preference rules are intended to benefit -- and has prepared virtually all of its own legal work and filings without outside counsel assistance. Much work was put into the Petition, and it brings new light on an important part of the Commission's pioneer's preference determination. Further, CTP has actively participated in the Commission's proceedings in this docket and related dockets. CTP's contribution has been substantial. Finally, and most importantly, CTP's error was not prejudicial to other entities in this docket as parties to the proceeding and the appropriate Commission Staff were served with a copy of the Petition. See Exhibit A.

The importance of the Petition, CTP's major contributions to the pioneer preference and related proceedings, and the fact that no entity has been prejudiced makes it unfair to deny acceptance of CTP's Petition where CTP's error was entirely inadvertent.

CONCLUSION

CTP respectfully requests that the Commission grant this Motion and accept CTP's Petition for Partial Reconsideration. As stated above, no entity was prejudiced by CTP's filing error. CTP's error was entirely inadvertent. CTP's Petition has importance to matters before the Commission and CTP has been a valuable contributor to the Commission's pioneer preference proceedings and related proceedings. CTP's Motion for Acceptance of the Petition should be granted.

Respectfully submitted,
CORPORATE TECHNOLOGY PARTNERS

BY: _____



John D. Lockton, Managing Partner
400 South El Camino Real
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Dated: June 24, 1994

DECLARATION OF KATHLEEN A. SMITH

I, Kathleen A. Smith, residing at 1530 Roberta Drive, San Mateo, California, hereby declare and state as follows:

1. I am an independent contractor and provide part-time secretarial and administrative services to Corporate Technology Partners.

2. In March, 1994, John Lockton, Managing Partner of Corporate Technology Partners, hand wrote the document entitled "Petition For Partial Reconsideration" in Gen. Docket No. 90-314 (the "Petition") and I personally typed this document.

3. On March 24, 1994, Mr. Lockton asked me to serve the Petition on all participants in Gen. Docket No. 90-314 and to file the Petition with the Commission.

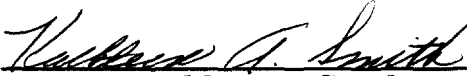
4. Accordingly on March 26, 1994, I mailed a copy of the Petition by first class mail to each of the individuals and companies listed on attached Exhibit A. Attached as Exhibit B is proof of the mailing.

5. Inadvertently, I did not mail a copy of the Petition to the Secretary of the Commission. The mistake was caused by the fact that CTP had two mailing lists for parties in the General Docket No. 90-314 proceeding, one of which included the Secretary of the Commission and one which did not. The mailing list which did not include the Secretary of the Commission was erroneously used to create the service list for CTP's Petition and the mailing labels. Thus, an envelope and mailing label addressed to the FCC Office of the Secretary was not prepared for mailing on March 26, 1994.

Declaration of Kathleen A. Smith
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I declare under penalty of perjury that the foregoing is true and correct to the best of my knowledge, information and belief.

Executed this 23rd day of June, 1994.


Kathleen A. Smith

CERTIFICATE OF SERVICE

I, Kathleen A. Smith, hereby certify that a copy of the foregoing Petition for Partial Reconsideration was mailed, postage prepaid, this 26th day of March, 1994, to the following parties:

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MEMO Kathleen A. Smith

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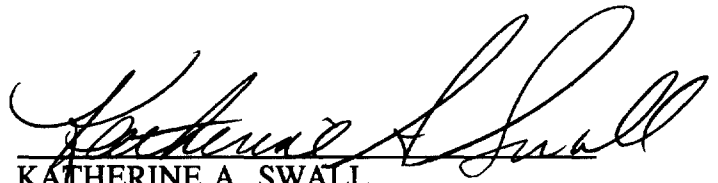
*** THANK YOU ***

CERTIFICATE OF SERVICE

I, KATHERINE A. SWALL, hereby certify that an original and four (4) copies of the foregoing Motion for Acceptance of Petition for Partial Reconsideration were served on this 24th day of June, 1994, by hand delivery to:

William F. Caton
Acting Secretary
Federal Communications Commission
1919 M Street, N.W., Room 222
Washington, D.C. 20554

and one (1) copy by first-class, postage prepaid mail was served to each party listed in Exhibit A to said Motion.


KATHERINE A. SWALL